



04-22-02

RCE
HII
3743

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/607,871
Filing Date	June 30, 2000
First Named Inventor	Borys S. Senyk
Group Art Unit	3743
Examiner Name	Mc Kinnon, T.
Attorney Docket Number	042390.P8695

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other Preliminary Amendment

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2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$ 850.00 enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	William Thomas Babbitt	Registration No. (Attorney/Agent)	39,591
Signature	<i>William T. Babbitt</i>	Date	4/18/02

CERTIFICATE OF MAILING OR TRANSMISSION

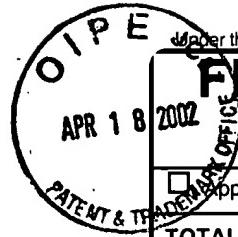
EXPRESS

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: *VIA EXPRESS MAIL NO. EM 013924905 US*

Name (Print/Type)	Jean Srobocka	Date	4/18/02
Signature	<i>Jean Srobocka</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND COMPLETED FORMS TO THE FOLLOWING ADDRESS: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

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Fee Transmittal for FY 2002

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
850.00

Complete If Known

Application Number	09/607,871
Filing Date	06/30/00
First Named Inventor	Borys S. Senyk, et al.
Examiner Name	McKinnon, T.
Group Art Unit	3743
Attorney Docket Number	42390P8695

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METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)			
<input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None				3. ADDITIONAL FEE			
<input checked="" type="checkbox"/> Deposit Account				Large Entity	Small Entity		
Deposit Account Number	02-2666			Fee Code	Fee (\$)	Fee Description	Fee Paid
Deposit Account Name	Blakely, Sokoloff, Taylor & Zafman			105	130	205 65 Surcharge - late filing fee or oath	
				127	50	227 25 Surcharge - late provisional filing fee or cover sheet	
				139	130	139 130 Non-English specification	
				147	2,520	147 2,520 For filing a request for ex parte reexamination	
				112	920	112 920 Requesting publication of SIR prior to Examiner action	
				113	1,840	113 1,840 Requesting publication of SIR after Examiner action	
				115	110	215 55 Extension for response within first month	110
				116	400	216 200 Extension for response within second month	
				117	920	217 460 Extension for response within third month	
				118	1,440	218 720 Extension for response within fourth month	
				128	1,960	228 980 Extension for response within fifth month	
				119	320	219 160 Notice of Appeal	
				120	320	220 160 Filing a brief in support of an appeal	
				121	280	221 140 Request for oral hearing	
				138	1,510	138 1,510 Petition to institute a public use proceeding	
				140	110	240 55 Petition to revive - unavoidably	
				141	1,280	241 640 Petition to revive - unintentionally	
				142	1,280	242 640 Utility issue fee (or reissue)	
				143	460	243 230 Design issue fee	
				144	620	244 310 Plant issue fee	
				122	130	122 130 Petitions to the Commissioner	
				123	50	123 50 Petitions related to provisional applications	
				126	180	126 180 Submission of Information Disclosure Stmt	
				581	40	581 40 Recording each patent assignment per property (times number of properties)	
				146	740	246 370 Filing a submission after final rejection (37 CFR 1.129(a))	
				149	740	249 370 For each additional invention to be examined (37 CFR 1.129(b))	
				179	740	279 370 Request for Continued Examination (RCE)	
				169	900	169 900 Request for expedited examination of a design application	740
				Other fee (specify) _____			
				SUBTOTAL (3) (\$) 850.00			
* or number previously paid, if greater. For Reissues, see above							

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 850.00

SUBMITTED BY				Complete (if applicable)	
Typed or Printed Name	William Thomas Babbitt, Reg. No. 39,591	Registration No. (Attorney/Agent)		Telephone	(310) 207-3800
Signature	William V Babbitt			Date	4/18/02

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